TES DISTRICT COURT CT OF DELAWARE
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Civil Action No. 06-028 (MPT)
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To: Defendants above-named and their attorney Lawrence Drucker Dickstein Shapiro LLP 1177 Avenue of the Americas New York, NY 10036

## PLAINTIFF MCKESSON AUTOMATION, INC.'S AMENDED NOTICE OF DEPOSITION PURSUANT TO FED. R. CIV. P. 30(b)(1) <u>DIRECTED TO ANDY YOUTZ</u>

PLEASE TAKE NOTICE that commencing at 10:00 a.m. on May 3, 2007 at the offices of Sutherland Asbill and Brennan LLP, Grace Building, 1114 Avenue of the Americas 40th Floor, New York, NY 10036, or at such other time and place mutually agreed upon by counsel for the parties, Plaintiff McKesson Automation, Inc. ("McKesson") will take the deposition of ANDY YOUTZ by oral examination pursuant to Federal Rule of Civil Procedure 30(b)(1).

Pursuant to Rule 30(b)(5), and to the extent that they have not already been produced, McKesson requests that all documents and things reviewed by Mr. Youtz be produced to McKesson.

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The deposition will be taken upon oral examination pursuant to Rules 26 and 30 of the Federal Rules of Civil Procedure before an official authorized by law to administer oaths and, if necessary, will continue from day to day. Pursuant to Rule 30(b)(2), testimony of the witness may be recorded by stenographic means, sound means, sound-and-visual means, or a combination thereof.

You are invited to attend and cross-examine.

Date: May 2, 2007

BLANK ROME LLP

Dale R. Dubé (#2863) Chase Manhattan Centre 1201 Market Street, Suite 800 Wilmington, DE 19801

ale R. Dulie

Tel: (302) 425-6472 Fax: (302) 425-6464

Blair M. Jacobs Robert A. Gutkin Christina A. Ondrick SUTHERLAND ASBILL & BRENNAN LLP 1275 Pennsylvania Avenue, NW Washington, DC 20004

Tel: (202) 383-0100 Fax: (202) 637-3593

Counsel for Plaintiff
McKesson Automation, Inc.

## **CERTIFICATE OF SERVICE**

I hereby certify that on this 2<sup>nd</sup> day of May, 2007, I caused a true and correct copy of the foregoing of PLAINTIFF MCKESSON AUTOMATION, INC.'S NOTICE OF DEPOSITION PURSUANT TO FED. R. CIV. P. 30(b)(1) DIRECTED TO ANDY YOUTZ to be served upon the following counsel of record as indicated:

## E-MAIL AND FIRST CLASS MAIL

Julia Heaney, Esq. Morris, Nichols, Arsht & Tunnell 1201 North Market Street P.O. Box 1347 Wilmington, DE 19899

## E-MAIL AND FIRST CLASS MAIL

Lawrence C. Drucker, Esq. Alfred R. Fabricant, Esq. Richard LaCava, Esq. DICKSTEIN SHAPIRO LLP 1177 Avenue of the Americas New York, NY 10036

Dale R. Dubé